

ATTY. DOCKET NO: PC-738CIP  
FIRST NAMED INVENTOR: ROBERT J. TUTTLE  
SERIAL OR PATENT NO:  
FILED OR ISSUED:  
FOR: REALLCALL MESSAGE DELIVERY SYSTEM WITH ECHO CANCELLATION

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/X/ Submitted with initial filing

### **DECLARATION AND POWER OF ATTORNEY**

As a below-named inventor(s), I/we hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**REALLCALL MESSAGE DELIVERY SYSTEM WITH ECHO CANCELLATION**, the specification of which is filed herewith.

I hereby state that I have read and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information, which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

NONE

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

United States Provisional Application No.: 60/189,307 filed 03/14/00

United States Application No.: 09/124,697 filed 07/29/98

United States Provisional Application No.: 60/079,454 filed 03/26/98

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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and agents with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Law Offices of Brian S. Steinberger  
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CUSTOMER NUMBER: 23717

I do not know and do not believe that this invention was ever known or used in the United States before my invention thereof or patented or described in any printed publication in any country before my invention thereof, or more than one year prior to this application, or in public use or on sale in the United States more than one year prior to this application, that this invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months prior to this application.

The Patent and Trademark Office is requested to direct all mail and telephone calls to:

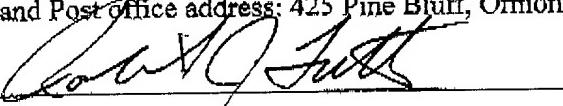
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Signature: 

Date: 3-12-2001